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February 28, 2011

Via U.S. Mail and E-mail

The Honorable Samuel Conti
United States District Court
Courtroom 1 - 17th Floor
450 Golden Gate Avenue
San Francisco, CA 94102

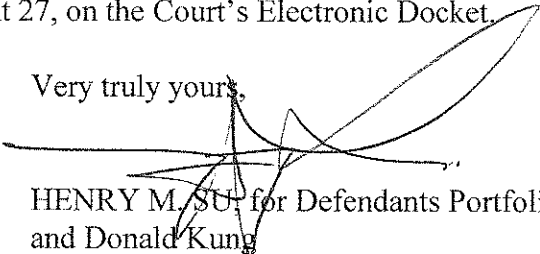
Re: *Colony Insurance Company v. Portfolio Lending, et al.*
Our File No.: 3452

Dear Judge Conti:

This is a joint letter from all counsel.

All counsel acknowledge receipt of the Court's January 18, 2011, Order Re: Jury Trial Preparation, which is Document 30, on the Court's Electronic Docket. After conferring with each other, the consensus amongst all counsel is that this action should be submitted as a Bench Trial, as set forth in the parties' Case Management Conference Statements. Therefore, the parties will comply with the Court's September 17, 2010, Status Conference Order Setting Times for Compliance with Certain Rules of Court, which is Document 27, on the Court's Electronic Docket.

Very truly yours,


HENRY M. SU, for Defendants Portfolio Lending
and Donald Kung

/s/

MICHELE L. MCGILL, for Defendant Sam Leonetti

/s/

ALAN H. LAZAR, for Plaintiff Colony
Insurance Company

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